

AMENDED IN SENATE AUGUST 29, 2005

AMENDED IN SENATE JUNE 13, 2005

AMENDED IN ASSEMBLY APRIL 28, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 1752

Introduced by Assembly Member Levine

March 9, 2005

An act to amend ~~Sections 23356.2 and 23357~~ *Section 19440* of the Business and Professions Code, relating to ~~alcoholic beverages~~ *horse racing*.

LEGISLATIVE COUNSEL'S DIGEST

AB 1752, as amended, Levine. Horse racing.

Existing law provides that the California Horse Racing Board shall have all necessary powers to carry out the purposes of the Horse Racing Law. Existing law further provides that a person is disqualified from serving on the board if that person, or his or her spouse or children have a financial interest in specified horse racing activities.

This bill would require the board to promulgate and adopt regulations regarding conflicts of interest and develop a code of ethics, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 19440 of the Business and Professions
- 2 Code is amended to read:

1 19440. (a) The board shall promulgate and adopt regulations
2 regarding board member conflicts of interest and shall develop a
3 code of ethics for all board members. The regulations shall
4 include, but not be limited to, provisions governing recusal from
5 participation in matters before the board due to financial conflict
6 of interest, incompatible activities by board members, and
7 parimutuel wagering by board members.

8 (b) The board shall have all powers necessary and proper to
9 enable it to carry out fully and effectually the purposes of this
10 chapter. Responsibilities of the board shall include, but not be
11 limited to, all of the following:

12 (1) Adopting rules and regulations for the protection of the
13 public and the control of horse racing and parimutuel wagering.

14 (2) Administration and enforcement of all laws, rules, and
15 regulations affecting horse racing and parimutuel wagering.

16 (3) Adjudication of controversies arising from the enforcement
17 of those laws and regulations dealing with horse racing and
18 parimutuel wagering.

19 (4) Licensing of each racing association and all persons, other
20 than the public at large, who participate in a horse racing meeting
21 with parimutuel wagering.

22 (5) Allocation of racing dates to qualified associations in
23 accordance with law.

24 (c) The board may delegate to stewards appointed pursuant to
25 Article 5 (commencing with Section 19510) any of its powers
26 and duties that are necessary to carry out fully and effectuate the
27 purposes of this chapter.